

**CITY OF PROVIDENCE  
RHODE ISLAND**

**DOCKET OF THE REGULAR MEETING  
OF THE  
CITY COUNCIL  
ON**

**THURSDAY, DECEMBER 1, 2005**

**COUNCIL PRESIDENT  
JOHN J. LOMBARDI**

**PRESIDING**

**1. John J. Lombardi, Council President  
Councilman Ward 13 (D)  
48 Grove Street 02909**

**2. Kevin Jackson  
Councilman Ward 3 (D)**

**91 Jenkins Street 02906**

**3. Ronald W. Allen**

**Councilman Ward 8 (D)**

**328 Bucklin Street 02907**

**4. Carol A. Romano**

**Councilwoman Ward 4 (D)**

**31 Manhattan Street 02904**

**5. Terrence M. Hassett**

**Councilman Ward 12 (D)**

**15 Higgins Avenue 02908**

**6. Joseph DeLuca, Deputy Majority Leader**

**Councilman Ward 6 (D)**

**191 Carleton Street 02908**

**7. Peter S. Mancini**

**Councilman Ward 14 (D)**

**104 Meridian Street 02908**

**8. Josephine DiRuzzo**

**Councilwoman Ward 15 (D)**

**141 Roosevelt Street 02909**

**9. Luis A. Aponte, Majority Leader**

**Councilman Ward 10 (D)**

**208 Washington Avenue 02905**

**10. Rita M. Williams, Deputy Majority Leader**

**Councilwoman Ward 2 (D)**

**76 Savoy Street 02906**

**11. Patrick K. Butler**

**Councilman Ward 5 (D)**

**63 Hilltop Avenue 02908**

**12. David A. Segal, Minority Leader**

**Councilman Ward 1 (G)**

**335 Ives Street 02906**

**13. Miguel C. Luna**

**Councilman Ward 9 (D)**

**146 Warrington Street 02907**

**14. Balbina A. Young, Council President Pro Tempore**

**Councilwoman Ward 11 (D)**

**P.O. Box 72761 02907**

**15. John J. Iglizzi**

**Councilman Ward 7 (D)**

**1. ROLL CALL**

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**INVOCATION**

**2. The Invocation will be given by Councilman Patrick K. Butler.**

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**PLEDGE OF ALLEGIANCE**

**3. Pledge of Allegiance to the Flag of the United States of America led by Councilman Kevin Jackson.**

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**APPOINTMENTS BY HIS HONOR THE MAYOR**

**4. Communication dated November 22, 2005, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701**

**of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Ms. Rosanna Castro of 205 Gallup Street, Providence, Rhode Island 02905, as a member of the Providence School Board for a term to expire on the first Monday in January, 2009, and respectfully submits the same for your approval. (Ms. Castro will be replacing Ms. Dilania Inoa whose term has expired)**

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**5. Communication dated November 22, 2005, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Ms. Jill W. Holloway of 600 Hope Street, Providence, Rhode Island 02906, as a member of the Providence School Board for a term to expire on the first Monday in January, 2009, and respectfully submits the same for your approval. (Ms. Holloway will be replacing Ms. Adeola Oredola whose term has expired)**

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**6. Communication dated November 22, 2005, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701**

of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Ms. Katherine F. McKenzie of 15 Westford Road, Providence, Rhode Island 02906, as a member of the Providence School Board for a term to expire on the first Monday in January, 2009, and respectfully submits the same for your approval. (Ms. McKenzie will be replacing Mr. Milton Hamolsky whose term has expired)

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7. Communication dated November 22, 2005, Informing the Honorable Members of the City Council that pursuant to Sections 302(b) and 701 of the Providence Home Rule Charter of 1980, as amended, he is this day appointing Mr. Ronnie M. Young of 30 Nebraska Street, Providence, Rhode Island 02905, as a member of the Providence School Board for a term to expire on the first Monday in January, 2008, and respectfully submits the same for your approval. (Mr. Young will be replacing Robyne Frye who has resigned)

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## **ORDINANCES SECOND READING**

The Following Ordinances were in City Council November 17, 2005,

**Read and Passed the First Time and are Severally Returned for Passage the Second Time:**

**8. An Ordinance Related to Prompt Payment of Snow Removal Contractors.**

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**9. An Ordinance Repealing Ordinance Chapter No. 1999-41, Number 555, having taken effect on October 19, 1999, Entitled: “An Ordinance Establishing a Tax Stabilization Plan for Gateway Eight, L.P. on behalf of Boston Financial Data Services.**

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**10. An Ordinance Amending the Code of Ordinances to add an Ordinance Relating to Post Construction – Storm Water Control.**

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**11. An Ordinance Amending the Code of Ordinances to add an Ordinance Relating to Soil Erosion and Sediment Control.**

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**12. An Ordinance Relating to S25-X Illicit Discharge Detection and Elimination.**

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**13. An Ordinance Amending the City of Providence Zoning Ordinance Chapter 1994-24, No. 365, Approved June 27, 1994, As Amended, by Amending Section 103 – Official Zoning Map. (Industrial and Commercial Buildings District)**

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**PRESENTATION OF ORDINANCES**

**COUNCILMAN BUTLER and COUNCILMAN DELUCA**

**(By Request):**

**14. An Ordinance making an Appropriation of Fifty Four Million Four Hundred Ninety Two Thousand Nine Hundred Sixty Seven Dollars (\$54,492,967) for the support of the Providence Water Supply Board for the Fiscal Year Ending June 30, 2006.**

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**15. An Ordinance making an Appropriation of Five Million Eight Hundred Ten Thousand and Fifty Seven Dollars (\$5,810,057) for the Water Supply Board Quality Protection Fund for the Fiscal Year Ending June 30, 2006.**

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**16. An Ordinance making an Appropriation of Twenty Two Million Eight Hundred Sixty Four Thousand Two Hundred Sixty Two Dollars (22,864,262) for the Water Supply Board Infrastructure Replacement Program Fund for the Fiscal Year Ending June 30, 2006.**

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**17. An Ordinance making an Appropriation of Five Million Two Hundred Twenty Six Thousand Four Hundred Thirty Three Dollars (\$5,226,433) for the Water Supply Board Capital Fund for the Fiscal Year Ending June 30, 2006.**

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**18. An Ordinance making an Appropriation of Two Million Thirty Five Thousand Seven Hundred Seventy Three Dollars (\$2,035,773) for the**

**Water Supply Board Insurance Fund for the Fiscal Year Ending June 30, 2006.**

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**19. An Ordinance making an Appropriation of One Million Twenty Eight Thousand One Hundred Forty Two Dollars (\$1,028,142) for the Water Supply Board Meter Replacement Fund for the Fiscal Year Ending June 30, 2006.**

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**20. An Ordinance making an Appropriation of Four Hundred Forty Seven Thousand Two Hundred Ninety Two Dollars (\$447,292) for the Water Supply Board Alternative Supply Fund for the Fiscal Year Ending June 30, 2006.**

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**21. An Ordinance making an Appropriation of One Million Three Hundred Fourteen Thousand Nine Hundred Ninety Eight Dollars (\$1,314,998) for the Water Supply Board Equipment Replacement Fund for the Fiscal Year Ending June 30, 2006.**

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**22. An Ordinance making an Appropriation of One Million One Hundred Fifty Seven Thousand Eight Hundred Sixty Seven Dollars (\$1,157,867) for the Water Supply Board 102” Butterfly Valve Fund for the Fiscal Year Ending June 30, 2006.**

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**23. An Ordinance making an Appropriation of Two Million Three Hundred Ninety Six Thousand Four Hundred Twelve Dollars (\$2,396,412) for the Water Supply Board Chemical and Sludge Fund for the Fiscal Year Ending June 30, 2006.**

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**24. An Ordinance making an Appropriation of One Million Four Hundred Seventy Four Thousand One Hundred Seventy Four Dollars (\$1,474,174) for the Water Supply Board Western Cranston Fund for the Fiscal Year Ending June 30, 2006.**

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**25. An Ordinance Establishing a Compensation Plan for the Water Supply Board and Repealing Ordinance Chapter 2005-15, Approved February 28, 2005, As Amended.**

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**26. An Ordinance Establishing the Classes of Positions, the Maximum Number of Employees and the Number of Employees in Certain Classes in the Water Supply Board and Repealing Ordinance Chapter 2005-16, Approved February 28, 2005, As Amended.**

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**COUNCILWOMAN WILLIAMS:**

**27. An Ordinance Amending Ordinance No. 342, Providing for the Assessment and Collection of 2005 taxes in a sum not less than Two Hundred Forty Five Million Dollars (\$245,000,000) and not more than Two Hundred Sixty Five Million (\$265,000,000) being based on a One Hundred Percent (100%) of the 2005-2006 Fiscal Year Tax Collections, Amending Section 21-182 of the Code of Ordinances to reflect the**

**new Tax Classification Plan approved by the Rhode Island General Assembly, amending Section 21-126 of the Code of Ordinances to raise the personal exemptions, and setting the homestead rates for Fiscal Year 2006.**

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## **PRESENTATION OF RESOLUTIONS**

**COUNCIL PRESIDENT LOMBARDI (By Request):**

**28. Resolution Appointing three individuals to the Energy Task Force as required by Section 3, Subsection 2 of Ordinance No. 355, “An Ordinance Relating to Clean Renewable Energy Resources, approved July 29, 2005, as follows:**

**Janet Keller, 50 Willow Street, Providence, RI 02909**

**William Space, 29 Pitman Street, Providence, RI 02906**

**Aden VanNoppen, 11 Benevolent Street, Providence, RI 02906**

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**29. Resolution Opposing Electric Rate Increase.**

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**COUNCILMAN MANCINI (By Request):**

**30. Resolution Requesting the Tax Assessor to apply the Homestead Exemption to the property located at 31 Texas Street for the 2004 tax roll.**

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**COUNCILWOMAN ROMANO (By Request):**

**31. Resolution Requesting the Chief Electrical Inspector to cause the installation of a street light on Pole No. 3 between 21-22 Wilna Street.**

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**32. Resolution Requesting National Grid Company to cause the installation of a telephone pole and a street light in front of 327 Admiral Street.**

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**COUNCILMAN SEGAL:**

**33. Resolution Requesting the Traffic Engineer to cause the installation of a “Pedestrian Crossing” Sign on the South Side of Angell Street at the intersection of Elmgrove Avenue.**

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**34. Resolution Condemning the Darfur Genocide and Urging Rhode Island’s Congressional Delegation to support the Darfur Peace and Accountability Act.**

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**REPORTS FROM COMMITTEES**

**COMMITTEE ON FINANCE**

**COUNCILMAN KEVIN JACKSON, Chairman**

**AND**

**THE OVERSIGHT COMMISSION RELATIVE TO THE SALE, MERGER  
OR TRANSFER OF THE PROVIDENCE CIVIC CENTER**

**D/B/A DUNKIN' DONUTS CENTER, JOINTLY**

**COUNCILWOMAN JOSEPHINE DIRUZZO, Chairwoman**

**Independently Transmit the Following with Recommendation the  
Same be Approved, As Amended:**

**35. Resolution Authorizing the Mayor of the City of Providence to convey the Dunkin' Donuts Center, to transfer the City of Providence's residual interest in the personal property of the Dunkin' Donuts Center, and to grant easements for the encroachments as indicated, all for the sum of One (\$1.00) Dollar, to the Providence Redevelopment Agency for the purpose of sale to the Rhode Island Convention Center Authority under the circumstances as set forth herein, and to execute an addendum to the Purchase and Sale Agreement.**

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**COMMITTEE ON FINANCE**

**COUNCILMAN KEVIN JACKSON, Chairman**

**Transmits the Following with Recommendation the Same be Adopted:**

**36. An Ordinance in Amendment of Ordinance No. 85, Chapter 1997-18, Entitled: An Ordinance to adopt the ProvPort, Inc. Tax Exemption Agreement, As Amended.**

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**Transmits the Following with Recommendation the Same be Severally Approved:**

**37. Resolution Relative to the ProvPort Financing.**

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**38. Resolution by and between the Providence School Board and Rhode Island Laborers' District Council on behalf of Local Union 1033**

**Affiliate of the Laborers' International Union of North America, AFL-CIO, effective June 30, 2005 to June 30, 2007 hereby transmitted to the City Council for ratification and the City Clerk is directed to cause the same to be filed in the Department of City Clerk. (Teacher Assistants)**

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**39. Resolution by and between the Providence School Board and Rhode Island Laborers' District Council on behalf of Local Union 1033 Affiliate of the Laborers' International Union of North America, AFL-CIO, effective June 30, 2005 to June 30, 2007 hereby transmitted to the City Council for ratification and the City Clerk is directed to cause the same to be filed in the Department of City Clerk. (Business, Education, Specialists, Technical Staff (B.E.S.T.))**

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**40. Resolution by and between the Providence School Board and Rhode Island Laborers' District Council on behalf of Local Union 1033 Affiliate of the Laborers' International Union of North America, AFL-CIO, effective June 30, 2005 to June 30, 2007 hereby transmitted to the City Council for ratification and the City Clerk is directed to cause the same to be filed in the Department of City Clerk. (Bus Monitors)**

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**COMMITTEE ON ORDINANCES**

**COUNCILWOMAN RITA M. WILLIAMS, Chairwoman**

**Transmits the Following with Recommendation the Same be Severally Adopted, As Amended:**

**41. An Ordinance Amending Chapter 16, "Offenses and Miscellaneous Provisions", Article 1, "In General", Section 13, "Obstruction of Public Ways."**

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**42. An Ordinance in Amendment of Ordinance No. 614, Chapter 2002-39, Entitled: "Providence External Review Authority" (PERA).**

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**43. An Ordinance in Amendment of Ordinance No. 820, Chapter 2003-79, Approved December 22, 2003, Entitled: “An Ordinance Authorizing the Creation of a Class “N” Retail Liquor License.**

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**COMMITTEE ON URBAN REDEVELOPMENT  
RENEWAL AND PLANNING  
COUNCILWOMAN BALBINA A. YOUNG, Chairwoman**

**Transmits the Following with Recommendation the Same be  
Approved, As Amended:**

**44. Resolution Proclaiming December 1, 2005 “Rosa Parks Day” in  
the City of Providence.**

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**COMMUNICATION**

**45. Communication from Adam Edelsberg and Brenda Shannon, 162 Pratt Street, Providence, RI 02906, requesting to purchase or lease a piece of property located on Assessor's Plat 10, Lot 195.**

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**FROM THE CLERK'S DESK**

**46. Certificates from the City Assessor (Nos. 3K and 4K), recommending the same be severally cancelled pursuant to the provisions of Sections 14 and 15 of Title 44, Chapter 7 of the General Laws of Rhode Island, As Amended.**

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**47. Certificates from the City Collector, No. 59, Recommending the cancellation of the taxes for the year 1993 in the amount of One Million Eight Hundred Thirty Five Thousand Three Hundred Thirty Seven Dollars and Eighty One (1,835,337.81) Cents and for the year 1994 in the amount of Two Million Seventy Thousand Twenty Four Dollars and Nine (2,070,024.09) Cents (Excise Tax), pursuant to Section 44-7-14 of the General Laws of Rhode Island, 1956, As Amended, as the same are determined to be uncollectible.**

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**48. Certificates from the City Collector, No. 60, Recommending the cancellation of the taxes for the year 1993 in the amount of One Million One Hundred Ten Thousand Four Hundred Eighty Five Dollars and Fifty (\$1,110,485.50) Cents and for the year 1994 in the amount of One Million Twenty One Thousand Two Hundred Twenty Seven Dollars and Twenty Seven (\$1,021,227.27) Cents (Tangible Tax), pursuant to Section 44-7-14 of the General Laws of Rhode Island, 1956, As Amended, as the same are determined to be uncollectible.**

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**49. Certificates from the City Collector No. 61, Recommending the cancellation of Real Estate Tax, for various years, pursuant to Section 44-7-14 of the General Laws of Rhode Island, 1956, As Amended, as the same are determined to be uncollectible, in the amount of Eleven Thousand Six Hundred Eighty One Dollars and Seventeen (\$11,681.17) Cents.**

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**50. Petitions for Compensation for Injuries and Damages.**

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**PRESENTATION OF RESOLUTIONS**

**“IN CONGRATULATIONS”**

**COUNCIL PRESIDENT LOMBARDI and the MEMBERS OF THE  
CITY COUNCIL:**

**51. Resolution Extending Congratulations.**

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**PRESENTATION OF RESOLUTIONS**

**“IN MEMORIAM”**

**COUNCIL PRESIDENT LOMBARDI and the MEMBERS OF THE CITY  
COUNCIL:**

**52. Resolution Extending Sympathy.**

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## **CONVENTION**

**The City Council will Convene in the Chamber of the City Council,  
City Hall on THURSDAY, DECEMBER 1, 2005 at 7:30 o'clock P.M.  
(E.S.T)**

**MICHAEL R. CLEMENT  
CITY CLERK**